

INTERVIEW SUMMARIES

1. SUMMARY OF NOVEMBER 4, 2008 TELEPHONE INTERVIEW

Gerry Elman, M.P. Moon and Examiner Lynne Anderson had a telephone interview on November 4, 2008. We addressed the Examiner's question regarding the basis in the application-as-filed for the recitation in the claims that the polymers have a multiplicity of quaternary ammonium groups "**not pendant to the main chain of the polymeric molecules**".

We acknowledged that the specific phrase quoted above does not appear in the application, but asserted that a skilled worker would read the text as a whole and inherently come away with that concept. We pointed to the text in paragraphs [0096], [0097], and [0099] the application as published to support use of the phrase within the claims. She expressed appreciation for this information and said that when Bill Toreki and Gerry Elman had interviewed her in 2007, they had gone over such references in the text and she had agreed that the language was not "new matter."

She cordially agreed to call us if any further input on our part is needed in order to move the case ahead.

2. SUMMARY OF DECEMBER 22, 2008 TELEPHONE INTERVIEW.

Applicants submitted to the Examiner a draft of a proposed amendment to the claims, arguments with respect to the claims, and non-patent literature to overcome the rejections of the November 14, 2008 Office Action. The draft was discussed during a telephone interview on December 22, 2008 conducted among patent attorneys Gerry Elman and M.P. Moon; inventor William Toreki and Examiner Lynne Anderson and her supervisor, Tatyana Zalukaeva.

The amendment of claim 30 to recite "consisting essentially of" has further distinguished the invention from the Sawan reference the Examiner cited. The Examiners briefly raised a question of whether the application contains an enabling disclosure of sufficient scope to encompass all embodiments of the recited "polymeric molecules having a multiplicity of quaternary ammonium groups not pendant to the main chain of the polymeric molecules."